



10-12-01

Gp/2811

D931

"Express Mail" mailing label number: EV003895453US

Date of Deposit: October 10, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Non Fee Amendment, Commissioner for Patents, Washington, D.C. 20231.

Typed or Printed Name of Person Mailing Paper or Fee: Patricia Aguillon

Signature: Pat Aguillon

PATENT  
Docket No. P1025

#5

Election  
F Jones  
10-18-01

TECHNOLOGY CENTER 2000  
OCT 17 2001

**IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: ROBERT B. OGLE, JR.  
MARK T. RAMSBEY  
TUAN DUC PHAM

SERIAL NO.: 09/607,675 EXAMINER: NGUYEN, C.

FILED: JUNE 30, 2000 ART UNIT: 2811

FOR: DUAL-PURPOSE ANTI-REFLECTIVE COATING AND SPACER  
FOR FLASH MEMORY AND OTHER DUAL GATE  
TECHNOLOGIES AND METHOD OF FORMING

**BOX NON FEE AMENDMENT  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231**

**RESPONSE TO OFFICE ACTION**

Dear Sir:

This letter is responsive to the Office Action dated October 1, 2001. The Applicants hereby make the election submitted below.

**RESTRICTION**

**The Examiner has restricted the pending claims as follows:**

- Group I: Claims 1-5, drawn to a semiconductor device, classified in class 257, subclass 314.
- Group II: Claims 6-13, drawn to a method of making a semiconductor device, classified in class 438, subclass 100+.

D931

**ELECTION**

Applicant hereby elects Claims 1-5 in Group I with traverse. The Applicants respectfully submit that the non-elected claims 6-13 recite a method of manufacturing the device of the elected claims.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victor Flores", with a long horizontal flourish extending to the right.

Victor Flores  
Reg. No. 29,638

VF:vp  
October 10, 2001  
LARIVIERE, GRUBMAN & PAYNE, LLP  
Post Office Box 3140  
Monterey, CA 93942  
(831) 649-8800



D931

"Express Mail" mailing label number: EV003895453US

Date of Deposit: October 10, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Non Fee Amendment, Commissioner for Patents, Washington, D.C. 20231.

Typed or Printed Name of Person Mailing Paper or Fee: Patricia Aguillon

Signature: Patricia Aguillon

PATENT  
Docket No. P1025

**IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: ROBERT B. OGLE, JR.  
MARK T. RAMSBEY  
TUAN DUC PHAM

SERIAL NO.: 09/607,675 EXAMINER: NGUYEN, C.

FILED: JUNE 30, 2000 ART UNIT: 2811

FOR: DUAL-PURPOSE ANTI-REFLECTIVE COATING AND SPACER  
FOR FLASH MEMORY AND OTHER DUAL GATE  
TECHNOLOGIES AND METHOD OF FORMING

**BOX NON FEE AMENDMENT  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231**

**TRANSMITTAL LETTER**

Dear Sir:

In connection with the above-referenced patent application, transmitted herewith are the following:

1. Election of Invention in Response to Office Action (2 pages); and
2. Post card in acknowledgment of receipt of all transmitted materials.

Please date-stamp the enclosed post cards and return same to the undersigned in acknowledgment of receipt of all transmitted materials.

Respectfully submitted,

Victor Flores  
Victor Flores  
Reg. No. 29,638

VF:vp  
October 10, 2001  
LARIVIERE, GRUBMAN & PAYNE, LLP  
Post Office Box 3140  
Monterey, CA 93942  
(831) 649-8800

RECEIVED  
OCT 17 2001  
TECHNOLOGY CENTER 2000